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Entered - 2-7-00- sb  
CL00L0054- GWENDOLYN BURNS

00-2-0803

CLAIM OF: **DEBRA A. LEE**

6532 Meadowlark Drive  
Riverdale, Georgia 30296

For damages alleged to have been sustained  
as a result of a vehicular incident on January  
1, 2000 at Grandview Avenue & Buckhead  
Avenue.

THIS ADVERSED REPORT IS  
APPROVED

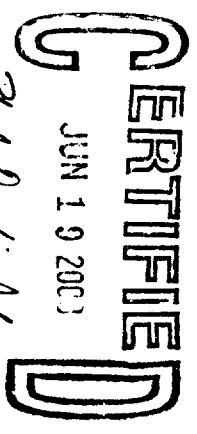
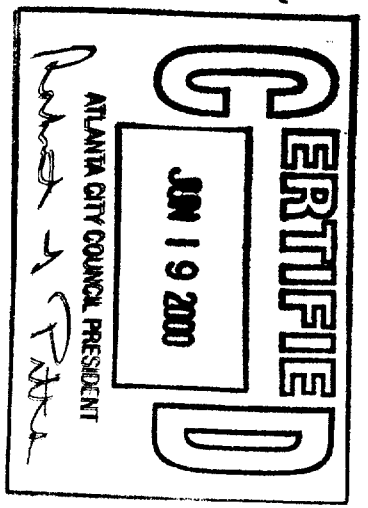
BY: Rosalind Rubens Newell  
ROSALIND RUBENS NEWELL

**ADVERSE REPORT**

COM. P.S. & L.A.

DATE 6/13/00

C.T. Martin  
Debra Lee  
Michael Lee  
W. Lee



ADVERSED BY  
CITY COUNCIL JUN 19 2000



**CITY OF ATLANTA  
OFFICE OF MUNICIPAL CLERK**

**RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK**

**55 TRINITY AVENUE, S.W.  
SECOND FLOOR, EAST  
SUITE 2700  
ATLANTA, GEORGIA 30335  
(404) 330-6033  
FAX (404) 658-6103**

June 27, 2000

Debra A. Lee  
6532 Meadowlark Dr.  
Riverdale, GA 30296

**00-R-0803**

Dear Ms. Lee:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on June 19, 2000. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division** at (404) 330-6400.

Sincerely,

*Rhonda Dauphin Johnson*

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

**cc: Claims Division/Law Department**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0054

Date: June 1, 2000

Claimant /Victim DEBRA A. LEE  
BY: (Atty) (Ins. Co.) \_\_\_\_\_  
Address: 6532 Meadowlark Drive, Riverdale, Georgia 30296  
Subrogation: \_\_\_\_\_ Claim for Property damage \$ 112.39 Bodily Injury \$ \_\_\_\_\_  
Date of Notice: 2/2/00 Method: Written, Proper X Improper \_\_\_\_\_  
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
Date of Occurrence 1/12/00 Place: Grandview Avenue & Buckhead Avenue  
Department POLICE Division \_\_\_\_\_  
Employee involved \_\_\_\_\_ Disciplinary Action: \_\_\_\_\_

NATURE OF CLAIM: Claimant alleges that she sustained damage when her vehicle was erroneously towed from the above-referenced location. However, an investigation determined that claimant parked her vehicle in a "No Parking Anytime" zone. Furthermore, the City is immune from liability as set forth in O.C.G.A. §36-33-1.

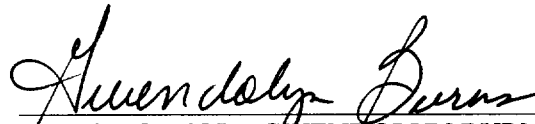
INVESTIGATION:

Statements: City employee \_\_\_\_\_ Claimant \_\_\_\_\_ Others \_\_\_\_\_ Written \_\_\_\_\_ Oral \_\_\_\_\_  
Pictures X Diagrams \_\_\_\_\_ Reports: Police \_\_\_\_\_ Dept Report \_\_\_\_\_ Other \_\_\_\_\_  
Traffic citations issued: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_  
Citation disposition: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_

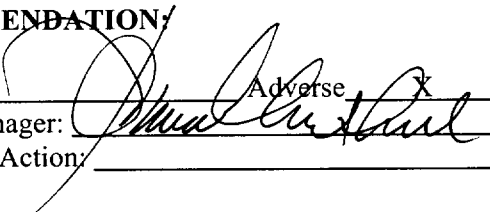
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial \_\_\_\_\_  
Improper Notice \_\_\_\_\_ More than Six Months \_\_\_\_\_ Other X Damages reasonable \_\_\_\_\_  
City not involved \_\_\_\_\_ Offer rejected \_\_\_\_\_ Compromise settlement \_\_\_\_\_  
Repair/replacement by Ins. Co. \_\_\_\_\_ Repair/replacement by City Forces \_\_\_\_\_  
Claimant Negligent \_\_\_\_\_ City Negligent \_\_\_\_\_ Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_

Respectfully submitted,

  
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ \_\_\_\_\_ Adverse X Account charged: 1A01 \_\_\_\_\_ 2J01 \_\_\_\_\_ 2H01 \_\_\_\_\_  
Claims Manager:  Concur/date 16-07-00  
Committee Action: \_\_\_\_\_ Council Action \_\_\_\_\_

BURNS

02/02/00

COUNCIL OF THE CITY OF ATLANTA  
MUNICIPAL CLERK  
City Hall  
55 Trinity Avenue, S.W.  
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES

Today's Date: 2/2/00

ENTERED - 2-7-00 - SB  
00L0054 - GWEN BURNS

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 112.39 property and/or \$ \_\_\_\_\_ bodily injury for which I contend the City is liable.

1. Date of incident: 1/12/00 2. Time of Incident: 11:10 3. Police called: \_\_\_\_\_  
(month/day/year) Yes No

4. Location of incident (including street address): GRANDVIEW & BUCKHEAD

5. Name of your insurance company: \_\_\_\_\_ Policy No. \_\_\_\_\_

6. State what and how incident occurred: HAVE BEEN PARKING AT THIS LOCATION FOR 2 YRS.  
CITY OF ATLANTA POLICE  
NO RESTRICTED PARKING POSTED, CURB NOT PAINTED YELLOW WAS TOWED BECAUSE OF  
A PRIVATE TOW ZONE SIGN LOCATED ON PRIVATE PROPERTY. LOST 4 HOURS OF WORK.  
HAD TO PAY \$37.39 FOR RENTAL CAR, ASKED FOR HEARING - JUDGE DISMISSED  
WOULD LIKE TO BE REIMBURSED

7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: TOYOTA SUPRA 1986 17MS6 DEBRA A. LEE  
(Make) (Year) (Tag Number) (Driver's Name)

City vehicle: \_\_\_\_\_  
(Make) (City Driver's Name) (Department/Bureau)

9. Witness: \_\_\_\_\_  
(Name) (Address) (Telephone Number)

10. The acknowledgment of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

11. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

Debra A. Lee  
Signature of Claimant

Debra A. Lee  
(Print Claimant's Name)

6532 MEADOWLARK DRIVE  
(Address)

RIVERDALE GA 30286  
(City, State and Zip Code)

00- R -0803

(404) 504-6764 (7) 991-9608  
(Work Number) (Home Number)

RCS# 2016  
6/19/00  
2:32 PM

Atlanta City Council

Regular Session

\*\*\*\*\*

Consent Agenda Pages (1 - 8)

ADOPT

SEE ATTACHED LISTING OF  
ITEMS ADOPTED/ADVERSED  
ON CONSENT AGENDA

YEAS: 13  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 1  
EXCUSED: 0  
ABSENT 2

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	B Maddox	Y Alexander
B Winslow	Y Muller	Y Boazman	NV Pitts

ITEM (S) REMOVED FROM  
CONSENT AGENDA  
00-O-0795  
00-R-0831

PRESIDENT PITTS RECUSED ON 00-  
O-0756.

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06/19/00 Council Meeting	
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
<ol style="list-style-type: none"> <li>1. 00-O-0756*</li> <li>2. 00-O-0626</li> <li>3. 00-O-0749</li> <li>4. 00-O-0760</li> <li>5. 00-O-0829</li> <li>6. 00-O-0836</li> <li>7. 00-O-0709</li> <li>8. 00-O-0710</li> <li>9. 00-R-0750</li> <li>10. 00-R-0817</li> <li>11. 00-R-0839</li> <li>12. 00-R-0529</li> <li>13. 00-R-0813</li> <li>14. 00-R-0717</li> <li>15. 00-R-0823</li> <li>16. 00-R-0841</li> <li>17. 00-R-0819</li> <li>18. 00-R-0822</li> <li>19. 00-R-0828</li> <li>20. 00-R-0810</li> <li>21. 00-R-0856</li> </ol>	<ol style="list-style-type: none"> <li>22. 00-R-0796</li> <li>23. 00-R-0797</li> <li>24. 00-R-0798</li> <li>25. 00-R-0799</li> <li>26. 00-R-0800</li> <li>27. 00-R-0801</li> <li>28. 00-R-0802</li> <li>29. 00-R-0803</li> <li>30. 00-R-0804</li> <li>31. 00-R-0805</li> <li>32. 00-R-0806</li> <li>33. 00-R-0807</li> <li>34. 00-R-0808</li> <li>35. 00-R-0809</li> </ol> <p>*PRESIDENT PITTS RECUSED ON 00-O-0756.</p>